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Attorneys for Third-Party Defendant Ashley Miron Leshem

**IN THE UNITED STATES DISTRICT COURT
DISTRICT OF UTAH, CENTRAL DIVISION**

**CAPANA SWISS ADVISORS AG, a Swiss
corporation; and AMERIMARK
AUTOMOTIVE AG, a Swiss corporation,**

Plaintiffs,

v.

**RYMARK, INC., a Utah corporation;
NICHOLAS THAYNE MARKOSIAN, an
individual; JOHN KIRKLAND, an
individual; and VICKY SMALL, an
individual,**

Defendants.

**RYMARK, INC., a Utah corporation; and
NICHOLAS THAYNE MARKOSIAN, an
individual,**

Counterclaim Plaintiffs,

v.

**CAPANA SWISS ADVISORS AG, a Swiss
corporation; and AMERIMARK
AUTOMOTIVE AG, a Swiss corporation.**

Counterclaim Defendants.

**ORDER GRANTING STIPULATED
MOTION FOR EXTENSION OF TIME
TO FILE REPLY MEMORANDUM
SUPPORTING THIRD- PARTY
DEFENDANT ASHLEY MIRON
LESEM'S MOTION TO DISMISS**

**Case No. 2:23-cv-00467-TS-CMR
District Judge Ted Stewart
Magistrate Judge Cecilia M. Romero**

**RYMARK, INC., a Utah corporation; and
NICHOLAS THAYNE MARKOSIAN, an
individual,**

Third-Party Plaintiffs,

v.

**SHAEN BERNHARDT, an individual;
ASHLEY MIRON LESHEM, an
individual; DAVID HESTERMAN, an
individual; NICOLAI COLSHORN, an
individual; STEFAN KAMMERLANDER,
an individual; ALEXANDER COENEN,
an individual; MARTIN FASSER HEEG,
an individual; AMERIMARK GROUP
AG, a Swiss corporation; and
PHILOMAXCAP AG, a German
corporation,**

Third-Party Defendants.

This matter is before the Court on the Stipulated Motion for Extension of Time to File Reply Memorandum Supporting Third-Party Defendant Ashley Miron Leshem's Motion to Dismiss. Based on the motion and good cause shown, the Court hereby ORDERS as follows:

1. The Stipulated Motion for Extension of Time to File Reply Memorandum Supporting Third-Party Defendant Ashley Miron Leshem's Motion to Dismiss is GRANTED.
2. Leshem shall file his reply memorandum supporting Third-Party Defendant Ashley Miron Leshem's Motion to Dismiss on or before April 24, 2025.

APPROVED AS TO FORM:

KUNZLER BEAN & ADAMSON

/s/ Stephen Richards

(Signed with permission via April 7, 2025 email)

Robert P. Harrington

Stephen Richards

Taylor J. Smith

Chad S. Pehrson

*Attorneys for Third-Party Plaintiffs Rymark, Inc. and
Nicholas Thayne Markosian*

PARSON BEHLE & LATIMER

/s/ Erik A. Christiansen

(Signed with permission via April 7, 2025 email)

Erik A. Christiansen

Hannah J. Ector

*Attorneys for Plaintiffs Capana Swiss Advisors AG and
AmeriMark Automotive AG*

DATED this _____ day of April, 2025.

BY THE COURT:

Magistrate Judge Cecilia M. Romero
United States District Court for the District of Utah